

Whereas the Iranian government shipped 50-tons of sophisticated weaponry to the Palestinian Authority despite Chairman Arafat's cease-fire agreement, consistently seeks to undermine the Middle East peace process, provides safe-haven to al-Qaida and Taliban terrorists, allows transit of arms for guerrillas seeking to undermine our ally Turkey, provides transit of terrorists seeking to destabilize the United States-protected safe-haven in Iraq, and develops weapons of mass destruction;

Whereas since the terrorist attacks of September 11, 2001, and despite rhetorical protestations to the contrary, the Government of Iran has actively and repeatedly sought to undermine the United States war on terror;

Whereas there is a bond-based movement for change in Iran that represents all sectors of Iranian society, including youth, women, student bodies, military personnel, and even religious figures, that is pro-democratic, believes in secular government, and is yearning to live in freedom;

Whereas following the tragedies of September 11, 2001, tens of thousands of Iranians filled the streets spontaneously and in solidarity with the United States and the victims of the terrorist attacks; and

Whereas the people of Iran deserve the support of the American people: Now, therefore, be it

Resolved, That it is the sense of the Senate that—

(1) legitimizing the regime in Iran stifles the growth of the genuine democratic forces in Iran and does not serve the national security interest of the United States;

(2) positive gestures of the United States toward Iran should be directed toward the people of Iran, and not political figures whose survival depends upon preservation of the current regime; and

(3) it should be the policy of the United States to seek a genuine democratic government in Iran that will restore freedom to the Iranian people, abandon terrorism, and live in peace and security with the international community.

SENATE CONCURRENT RESOLUTION 19—AFFIRMING THE IMPORTANCE OF A NATIONAL DAY OF PRAYER AND FASTING, AND EXPRESSING THE SENSE OF CONGRESS THAT MARCH 17, 2003, SHOULD BE DESIGNATED AS A NATIONAL DAY OF PRAYER AND FASTING

Mr. SANTORUM (for himself and Mr. BROWNBACK) submitted the following concurrent resolution; which was referred to the Committee on the Judiciary:

S. CON. RES. 19

Whereas the President has sought the support of the international community in responding to the threat of terrorism, violent extremist organizations, and states that permit or host organizations that are opposed to democratic ideals;

Whereas a united stance against terrorism and terrorist regimes will likely lead to an increased threat to the armed forces and law

enforcement personnel of those states that oppose these regimes of terror, and that take an active role in rooting out these enemy forces;

Whereas Congress has aided and supported a united response to acts of terrorism and violence inflicted upon the United States, our allies, and peaceful individuals all over the world;

Whereas President Abraham Lincoln, at the outbreak of the Civil War, proclaimed that the last Thursday in September 1861 should be designated as a day of humility, prayer, and fasting for all people of the Nation;

Whereas it is appropriate and fitting to seek guidance, direction, and focus from God in times of conflict and in periods of turmoil;

Whereas it is through prayer, self-reflection, and fasting that we can better examine those elements of our lives that can benefit from God's wisdom and love;

Whereas prayer to God and the admission of human limitations and frailties begins the process of becoming both stronger and closer to God;

Whereas becoming closer to God helps provide direction, purpose, and conviction in those daily actions and decisions we must take;

Whereas our Nation, tested by civil war, military conflicts, and world wars, has always benefited from the grace and benevolence bestowed by God; and

Whereas dangers and threats to our Nation persist, and in this time of peril it is appropriate that the people of the United States, leaders and citizens alike, seek guidance, strength, and resolve through prayer and fasting: Now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That it is the sense of Congress that—

(1) March 17, 2003, should be designated as a day for humility, prayer, and fasting for all people of the United States; and

(2) all people of the United States should—
(A) observe this day as a day of prayer and fasting;

(B) seek guidance from God to achieve greater understanding of our own failings;

(C) learn how we can do better in our everyday activities; and

(D) gain resolve in how to confront those challenges which we must confront.

AMENDMENTS SUBMITTED AND PROPOSED

SA 260. Mr. HARKIN (for himself, Ms. CANTWELL, Mr. EDWARDS, Mrs. BOXER, and Mr. KERRY) proposed an amendment to the bill S. 3, to prohibit the procedure commonly known as partial-birth abortion.

SA 261. Mrs. FEINSTEIN (for herself, Ms. STABENOW, and Mr. EDWARDS) proposed an amendment to the bill S. 3, *supra*.

TEXT OF AMENDMENTS

SA 260. Mr. HARKIN (for himself, Ms. CANTWELL, Mr. EDWARDS, Mrs. BOXER, and Mr. KERRY) proposed an amendment to the bill S. 3, to prohibit the procedure commonly known as partial-birth abortion; as follows:

At the appropriate place, insert the following:

SEC. ____ SENSE OF THE SENATE CONCERNING ROE V. WADE.

(a) FINDINGS.—The Senate finds that—

(1) abortion has been a legal and constitutionally protected medical procedure throughout the United States since the Supreme Court decision in *Roe v. Wade* (410 U.S. 113 (1973)); and

(2) the 1973 Supreme Court decision in *Roe v. Wade* established constitutionally based limits on the power of States to restrict the right of a woman to choose to terminate a pregnancy.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) the decision of the Supreme Court in *Roe v. Wade* (410 U.S. 113 (1973)) was appropriate and secures an important constitutional right; and

(2) such decision should not be overturned.

SA 261. Mrs. FEINSTEIN (for herself, Ms. STABENOW, and Mr. EDWARDS) proposed an amendment to the bill S. 3, to prohibit the procedure commonly known as partial-birth abortion; as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Post-Viability Abortion Restriction Act".

SEC. 2. PROHIBITION ON CERTAIN ABORTIONS.

(a) IN GENERAL.—It shall be unlawful, in or affecting interstate or foreign commerce, knowingly to perform an abortion if, in the medical judgment of the attending physician, the fetus is viable.

(b) EXCEPTION.—This section shall not apply if, in the medical judgment of the attending physician, the abortion is necessary to preserve the life or health of the woman.

(c) CIVIL PENALTY.—A physician who violated this section shall be subject to a civil penalty of not to exceed \$100,000. The civil penalty provided for by this subsection shall be the exclusive remedy for a violation of this section.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate, on Wednesday, March 12 at 10:00 a.m. to consider pending calendar business.

Agenda Item No. 1.—To consider the nomination of Joseph T. Kelliher to be a Member of the Federal Electricity Regulatory Commission.

Agenda Item No. 2: S. 164—To authorize the Secretary of the Interior to conduct a special resource study of sites associated with the life of César Estrada Chávez and the farm labor movement.

Agenda Item No. 3: S. 212—To authorize the Secretary of the Interior to cooperate with the High Plains Aquifer States in conducting a hydrogeologic characterization, mapping, modeling, and monitoring program for the High Plains Aquifer and for other purposes.

Agenda Item No. 4: S. 278—To make certain adjustments to the boundaries of the Mount Naomi Wilderness Area, and for other purposes.

Agenda Item No. 7: S. 347—To direct the Secretary of the Interior and the Secretary of Agriculture to conduct a joint special resources study to evaluate the suitability and feasibility of establishing the Rim of the Valley Corridor as a unit of the Santa Monica

Mountains National Recreation Area, and for other purposes.

Agenda Item No. 8: S. 425—To revise the boundary of the Wind Cave National Park in the State of South Dakota.

Agenda Item No. 9: H.R. 397—To reinstate the license and extend the deadline for commencement of construction of a hydroelectric project in the State of Illinois.

Staff is working on amendments to Agenda Item No. 6: S. 328—To designate Catoctin Mountain Park in the State of Maryland as the "Catoctin Mountain National Recreation Area", and for other purposes. If a resolution can be achieved this item will be considered.

In addition, the Committee may turn to any other measures that are ready for consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON FINANCE

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session on Wednesday, March 12, 2003, at 10:00 a.m., to hear testimony on Welfare Reform: Building on Success.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON FOREIGN RELATIONS

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, March 12, 2003 at 11:30 a.m. to hold a Committee Business Meeting.

Agenda

The Committee will consider and vote on the following agenda items:

Treaties: Treaty Doc. 107-19, Tax Convention with the United Kingdom; Treaty Doc. 107-20, Protocol Amending Tax Convention with Australia; Treaty Doc. 108-3, Protocol Amending Tax Convention with Mexico.

FSO appointment/promotion list: 1. Sebranek, Lyle J., et al, dated January 28, 2003.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON FOREIGN RELATIONS

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, March 12, 2003 at 2:30 p.m. to hold a hearing on Regional Implications of the Changing Nuclear Equation on the Korean Peninsula.

Agenda

Witnesses

Panel 1: The Honorable James A. Kelly, Assistant Secretary for East Asian and Pacific Affairs, Department of State, Washington, DC.

Panel 2: The Honorable James Lilley, American Enterprise Institute, Washington, DC; Dr. Victor D. Cha, Associate Professor, Department of Govern-

ment and the Edmund Walsh School of Foreign Service, Georgetown University, Washington, DC; Dr. Bates Gill, Freeman Chair in China Studies, CSIS, Washington, DC.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON THE JUDICIARY

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a judicial nominations hearing on Wednesday, March 12, 2003, at 2 p.m. in the Dirksen Senate Office Building, Room 226.

Tentative Agenda

Panel I: The Honorable Richard G. Lugar, United States Senator (R-IN); The Honorable Evan Bayh, United States Senator (D-IN); The Honorable John W. Warner, United States Senator (R-VA); The Honorable George F. Allen, United States Senator (R-VA); The Honorable Dianne Feinstein, United States Senator (D-CA); The Honorable Kay Bailey Hutchison, United States Senator (R-TX); The Honorable John Cornyn, United States Senator (R-TX).

Panel II: Comac J. Carney to be United States District Judge for the Central District of California; James V. Selna to be United States District Judge for the Central District of California; Philip P. Simon to be United States District Judge for the North District of Indiana; Theresa Lazar Springmann to be United States District Judge for the Northern District of Indiana. Mary Ellen Coster Williams to be Judge for the Court of Federal Claims; Victor J. Wolski to be Judge for the Court of Federal Claims.

Panel III: Ricardo H. Hinojosa to be U.S. Sentencing Commissioner; Michael E. Horowitz to be U.S. Sentencing Commissioner.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON VETERANS' AFFAIRS

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on Wednesday, March 12, 2003, for a joint hearing with the House of Representatives' Committee on Veterans' Affairs, to hear the legislative presentation of the Veterans of Foreign Wars.

The hearing will take place in room 345 of the Cannon House Office Building at 10:00 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON AIRLAND

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Subcommittee on Airland of the Committee on Armed Services be authorized to meet during the session of the Senate on Wednesday, March 12, 2003, at 3 p.m., in open session to receive testimony on Army Transformation, in review of the defense authorization request for fiscal year 2004 and the future years defense program.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON OCEANS, ATMOSPHERE, AND FISHERIES

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation, Subcommittee on Oceans, Atmosphere, and Fisheries be authorized to meet on Wednesday, March 12, 2003, at 2:30 p.m., in SR-253, for a hearing on the Coast Guard and NOAA fiscal year 2004 budget requests.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON STRATEGIC FORCES

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Subcommittee on Strategic Forces of the Committee on Armed Services be authorized to meet during the session of the Senate on Wednesday, March 12, 2003, at 9:30 a.m., in open session to receive testimony on national security space programs and management in review of the defense authorization request for fiscal year 2004.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON TERRORISM, TECHNOLOGY, AND HOMELAND SECURITY

SUBCOMMITTEE ON BORDER SECURITY, IMMIGRATION AND CITIZENSHIP

Mr. SANTORUM. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittees on Terrorism, Technology and Homeland Security and on Border Security, Immigration and Citizenship be authorized to meet to conduct a joint hearing on "Border Technology: Keeping Terrorists out of the United States—2003" on Wednesday, March 12, 2003, at 10:00 a.m. in Room 226 of the Dirksen Senate Office Building.

Tentative Witness List

Panel I: The Honorable Asa Hutchinson, Undersecretary for Border and Transportation, U.S. Department of Homeland Security, Washington, DC; Accompanied by: Robert Mooney, Director of Entry-Exit Program, Bureau of Immigration and Customs Enforcement, Washington, DC; Woody Hall, Interim Director, Office of Information & Technology, Bureau of Customs and Border Protection, Washington, DC.

Panel II: Nancy Kingsbury, Managing Director of Applied Research and Methods, U.S. General Accounting Office, Washington, DC; Stephen E. Flynn, Jeane J. Kirkpatrick Senior Fellow in National Security Studies, Council on Foreign Relations, New York, NY.

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGE OF THE FLOOR

Mr. DEWINE. Madam President, I ask unanimous consent that Ryan Richardson, a law clerk in my office, be given floor privileges for the duration of the day.

The PRESIDING OFFICER. Without objection, it is so ordered.